THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.29210 of 1995

ORAL ORDER:

It appears, petitioner worked as Senior Inspector in Cooperative Department and retired from service with effect from 30.5.1994. While so, the fifth respondent filed a claim petition in A.R.C.No.3417 of 1975 before the fourth respondent. After due contest, the said claim petition was allowed and award was passed on 29.9.1978 fixing the liability on the petitioner for a sum of Rs.45,999-10 ps. and the same was sought to be recovered. Aggrieved by the same, petitioner filed suit bearing O.S.No.4351 of 1987 on the file of the first respondent. The said suit was dismissed by order dated 25.8.1988. Thus, the award passed by the fourth respondent-Arbitrator has attained finality. After seven years thereafter, it seems petitioner received notice dated 27.9.1995 from the District Cooperative Officer, Nalgonda, whereunder the award amount of Rs.45,999-10 ps. was directed to be remitted by the petitioner.

The only ground urged by the learned counsel for petitioner that the amount sought to be recovered is not governmental dues and they are the dues against Cooperative society, therefore, they cannot be recovered from the pension of the petitioner. The impugned notice dated 27.9.1995 also does not speak that the amount is to be recovered from the pension of the petitioner.

In view of the above, nothing remains in the writ petition for adjudication. The writ petition is devoid of merits and liable to be dismissed and accordingly dismissed. No order as to costs.

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C.V.RAMULU,
J

Date: 28.11.2006

DA

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.29210 of 1995

28.11.2006

IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.29210 of 1995

Date: 28th November, 2006

Between:

S.S.Renapurkar

.. Petitioners

And

The III Junior Civil Judge,
City Civil Court Hyderabad & others.

.. Respondents